

FRATERNAL MEETINGS

HAWAIIAN LODGE, NO. 21
F. & A. M.

THERE WILL BE A SPECIAL meeting of Hawaiian Lodge No. 21, F. & A. M., at its hall, Masonic Temple, corner of Hotel and Alakea streets, THIS (Wednesday) EVENING, May 10, 1905, at 7:30 o'clock.

WORK IN FIRST DEGREE.
Members of Pacific Lodge, Lodge 1e Progress, and all visiting brethren, are fraternally invited to attend.
By order of the W. M.

K. R. G. WALLACE,
Secretary.POLYNESIAN ENCAMPMENT
NO. 1, I. O. O. F.

Meets every first and third FRIDAY of the month at 7:30 p. m., in Odd Fellows' Hall, Fort Street.
Visiting brothers cordially invited to attend.

H. GEHRING, C. P.
L. L. LA PIERRE, Scribe.EXCELSIOR LODGE NO. 1
I. O. O. F.

Meets every TUESDAY evening at 8:30, in Odd Fellows' Hall, Fort Street.
Visiting brothers cordially invited to attend.

R. A. WOODWARD, N. G.
L. L. LA PIERRE, Secretary.PACIFIC REBEKAH LODGE,
NO. 1, I. O. O. F.

Meets every second and fourth Thursday, at 7:30 p. m., Odd Fellows' Hall, Fort Street.
Visiting Rebekahs are cordially invited to attend.

HANNAH SMITH, N. G.
MARGUERITE E. MOORE, Sec'y.HAWAIIAN TRIBE NO. 1,
I. O. R. M.

Meets every second and fourth THURSDAY of each month, in I. O. O. F. Hall.
Visiting brothers cordially invited to attend.

T. D. STROUP, Sachem,
EDWIN FARMER, C. R.WILLIAM McKINLEY LODGE,
NO. 8, K. of P.

Meets every SATURDAY evening at 8:30 p. m., in Harmony Hall, King Street.
Visiting brothers cordially invited to attend.

EDWIN FARMER, C. C.,
E. A. JACOBSON, K. of R. & S.HONOLULU TEMPLE NO. 1,
RATHBONE SISTERS.

Meets every 2nd and 4th Monday, at Knights of Pythias' Hall, King street.
All visitors cordially invited to attend.

IDA TURNER, M. E. C.,
GRACE O'BRIEN, M. of R. & C.COURT CAMOES, NO. 8110,
A. O. F.

Meets every 2nd and 4th Tuesday of each month at 7:30 p. m., in San Antonio Hall, Vineyard street.
Visiting brothers cordially invited to attend.

J. D. MARQUES, C. R.,
M. C. PACHECO, F. C.THEODORE ROOSEVELT,
Camp No. 1, U. S. W. V.

Department Hawaii.
Meets every first and third WEDNESDAY at Waverley Hall.
Visiting comrades cordially invited to attend.

PAUL SMITH, Cmdr.,
R. H. LONG, Adjutant.

MONOLULU AERIE 140 F. O. E.

Meets on the 2nd and 4th WEDNESDAY evenings of each month at 7:30 o'clock in K. of P. Hall, King street.
Visiting Eagles are invited to attend.

M. ROSENBERG, W. P.,
H. T. MOORE, W. Secty.George A. Martin
Merchant Tailor

The latest in spring suitings.
MERCHAND ST. NEXT TO POST-OFFICE.

IS YOUR HAIR FALLING OUT?
IF SO—

CONSULT MRS. BARCLAY,
Hotel Street, Next Elite Ice Cream Parlors.

Beautiful Furniture

In the home is an incentive to spend your time there, which is good for you and your family.
Our Sideboards, Buffets, Morris Chairs and Rockers are marvels of convenience, beauty and comfort.

Porter Furniture Co.

Young Building, Hotel Street.

THE FUNDAMENTAL LAW OF
HAWAII

Bound in law calf, sent postage prepaid to any address in the United States for \$5 a copy. Copies can be had at the Gazette office.

BERTELMANN
ACQUITTEDCase Has Aroused a Lot
of Interest in Legal
Circles.

All day yesterday a jury in the Federal District Court listened to the trial of the case of F. C. Bertelmann, charged with impersonating an officer, and then, after the case had been argued, went out for about half an hour to return with a verdict of not guilty.

The case has been a very hard fought one on both sides, John W. Cathcart defending Bertelmann and J. J. Dunne prosecuting for the United States District Attorney's office.

McCANDLESS WINS.

Yesterday the Supreme Court handed down a decision in the case of the Territory against William McCandless, affirming the decree of the First Circuit Court dismissing the Territory's bill to restrain McCandless from building a fence at Achil lane. The syllabus says:

"The trial judge dismissed the plaintiff's bill to restrain the respondent from obstructing a highway by a fence cutting off a portion of the highway, regarding the evidence as not justifying him in saying that the fence was in the highway. Held: The burden being upon the complainant to prove that the enclosed space was part of the road, the decree dismissing the bill cannot be reversed without taking a different view of the accuracy of the plaintiff's testimony than was taken by the judge who heard it. The decree is affirmed, but without prejudice."

"Dismissing a bill on close of plaintiff's case before defendant presents or rests his case is not correct practice in equity."

WANT PAY FOR LAND.

A claim against the government of the Territory for \$1500 has been filed in the Supreme Court by Frank Lucwelko and his wife, Minna. The couple assure the court that they have never aided, abetted or given encouragement to rebellion against the government.

It is thereupon set forth that the Governor, the Secretary, the Attorney General and the Public Works Department have all been approached regarding the claim but from none of these was anything except the most perfunctory action or recognition obtained.

The plaintiffs claim the sum of \$1500 in consideration of an agreement made with the Territory whereby the Territory secured a certain piece of land at the junction of King and Beretania streets for widening purposes. One of the considerations of the agreement was that the Territory was to move all the improvements on the land to another lot belonging to Lucwelko.

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This it failed to do, to the plaintiff's damage in the sum of \$1500.

SMITH LEFT HIS LOT.

Through the Attorney General, the Territory has filed an information for a decree of escheat vs. Irene B. Cornwell and John P. Colburn. It is shown that Colburn is now in possession of a lot on Kinau street. Irene Cornwell claims possession of the premises through her tenant, Colburn, while Colburn claims possession adversely to Irene Cornwell, and the Attorney General does not know which of the contentions is true.

It is shown that the lot was granted by King Kamehameha to one Edmund Smith in 1850. In 1851 Smith left the country and nothing has been heard from him or his heirs since. The plaintiff therefore prays that the premises be decreed escheated to the Territory.

COURT NOTES.

Alfred W. Horner has filed a libel for divorce from Keake Horner alleging habitual intemperance.
The case of Ellen Albertina Polyanak vs. Sam Nowlien has been discontinued upon the payment to the plaintiff of \$537.50 by Mrs. S. S. Robertson, garnishee in the case.

E. M. Campbell has filed an action vs. L. Duval for the sum of \$2500, alleged to be due as payment in a place on Pili street.

Deputy Attorney General H. A. Heen has returned from Kailua, where he successfully represented the Department of Justice at the Circuit Court term.

The trial of the ejectment suit of James Kaione vs. Kaia (w) occupied the attention of Judge Lindsay in the Circuit Court yesterday.

Owing to the fact that Attorney J. J. Dunne was engaged in the prosecution of the Bertelmann case in the Federal Court yesterday, the trial of the Naone murder case was continued by Judge De Bolt until today.

GOVERNOR HAS SIGNED
SOTO'S DEATH WARRANT

The Governor yesterday signed the death warrant of Candido Soto, a Porto Rican who murdered Pasquel Hernandez, on the island of Kauai, on March 1st last. Soto will be hanged on the 19th inst., which is putting justice through at rather a rapid rate. He was convicted at the last term of the Circuit Court on Kauai, Attorney Douthitt conducting the prosecution.

The murder was a peculiarly atrocious one, it is said, Soto cutting Hernandez all to pieces with a knife, in the course of a quarrel in which he was the aggressor.

HALEIWA.

The Haleiwa Hotel, Honolulu's famous country resort, on the line of the Oahu Railway, contains every modern improvement and affords its guests an opportunity to enjoy all amusements—golf, tennis, billiards, fresh and salt water bathing, shooting, fishing, riding and driving. Tickets, including railway fare and one full day's room and board, are sold at the Honolulu station and Trent & Company for \$5.00. For departure of trains consult time table.

On Sundays, the Haleiwa Limited, a two-hour train, leaves at 3:22 a. m., returning, arrives i. Honolulu at 10:10 p. m.

YACHT CLUB TO
OPEN THE SEASON

The members of the Hawaii Yacht Club will celebrate the opening of the yachting season by gathering at their clubhouse on Saturday evening next to participate in a chowder. The season's plans will be discussed and it is expected that after the chowder has been enjoyed, Capt. C. W. Macfarlane will relate his experiences in connection with the cruise of the La Paloma to Hawaii and return. The following day will be devoted to races. There will be two events, the entries for the first-class race consisting of La Paloma, Gladys, Hawaii, Spray and Kapolei. Entries for the third-class may be made with the club secretary at the clubhouse on Saturday evening next.

The Regatta Committee, consisting of Messrs. Leslie Scott, J. O. C. Carter, Jr., and H. D. Couzens, will decide upon the cruise and allot two of the different boats their handicaps.

It is the wish of Commodore Pickett that there should be a large turnout of members to the chowder, as there are to be several questions brought up for discussion.

The yachtsmen are congratulating themselves on having Mr. T. W. Hobron once again amongst them. His speedy yacht, Gladys, is at present on the ways and will doubtless show her old form during the race.

MR. SCHNACK EXPLAINS.

Editor Advertiser: Will you kindly correct an error, made in the Evening Bulletin, being mentioned in that paper as having voted against a resolution in favor of an increase of the public school salaries, offered by Mr. McCants Stewart in last Saturday's Eleventh Precinct, Fifth District, Republican Club meeting, thus creating the impression that I thought them sufficiently paid for their services. I wish to say that my voting was not based on an adverse opinion, as I plainly stated at the time, but on the fact that the Legislature, now in session, having investigated this question, and, no doubt, being better acquainted with the financial condition of the Territory than outsiders, should not be embarrassed, but depended upon to do justice and the best they could under the circumstances. And I have not changed my opinion since.

J. H. SCHNACK.

THIRTY DAY
ADJOURNMENTThe Legislators Want to
Await Action on the
County Act.

Nothing has yet been done, so far as any public proceeding is concerned, to test the legality of the County Act, although of course, the lawyers are at work on both sides. It is said, by the way, that the question of the legality of the precincts under the election proclamation is to enter into the litigation.

In the meantime the members of the legislature who have a regard for their political future have evolved a scheme by which it is hoped that a second extra session will be avoided, even if the County Act should be declared invalid. The plan, it is said, is for the legislature to finish up the appropriation bills as they have been drawn, namely making allowances for the counties.

It was hoped that these bills could be finished up this week, permitting the legislators to go home and put up their fences in the county elections, but the delay of the current expense bill and the salaries bill in the Senate has made this impossible, and the best that can be done now is to finish up next week.

Some of the leaders, especially in the House, have therefore evolved the plan of an adjournment for thirty days instead of finally, and then, if the County Act is declared invalid, the members can get together again after the courts have acted and pass the regular appropriation bills in regular fashion. If the County Act is sustained, on the other hand, they can get together and at once adjourn without delay.

It is claimed that the legislature has a perfect right to do this, under the provisions of the Organic Act. That Act provides that neither House of the legislature can adjourn for a longer period than three days without the consent of the other. The logical deduction from this is that both houses can adjourn for any period within the sessional period by mutual consent, the time for such adjournment of course coming out of the sixty days which is the life of the session.

This would avoid the expense of a second extra session, in case the appropriation bills should pass with county allowances and then have to be changed when the County Act was knocked out. However, the matter is in the tentative stage as yet, although official advice has been taken upon it. The two houses are hard at work, and should finish up their labors within a few days at farthest.

Auction Sale

Monday, May 15, 1905,

AT 10 O'CLOCK A. M.,

DRY GOODS DRY GOODS

NOTICE TO CREDITORS.

In the District Court of the United States, District of Hawaii. In Bankruptcy. In the matter of Goo Kim, a bankrupt.

Public notice of sale of personal property to the creditors of Goo Kim, of Honolulu, Oahu, a bankrupt. Take notice that there will be sold at public auction on Monday, May 15, 1905, beginning at 10 o'clock a. m., by Jas. F. Morgan, auctioneer, at the former store of the bankrupt, corner of Hotel and Nuuanu streets, Honolulu, a large stock of men's furnishing goods, hats, caps, clothing, silks, etc. Said property will be sold for cash to the highest bidder at the time and place, subject to the approval of the District Court of the United States for the District of Hawaii.

WADE WARREN THAYER, Trustee of Goo Kim, a bankrupt. Dated May 3, 1905.

JAS. F. MORGAN,
AUCTIONEER.

Special Attention

Investors or Home Seekers!

Foreclosure of Mortgages

At my salesroom, 857 Kaahumanu street,

Saturday, May 13, 1905,

AT 12 O'CLOCK NOON,

Dwelling house and lot containing 18,581 square feet, King street, through to Young street, with artesian water rights.

Interest of C. A. Wright in lands situated in Manoa and Palolo valleys.

Lot in Kekio Tract.

50,000 square feet, Kapahulu tract.

Two lots at Kamakela, Honolulu.

JAS. F. MORGAN,
AUCTIONEER.

THIS DAY

Auction Sale

Wednesday, May 10, 1905

AT 10 O'CLOCK A. M.,

Ladies White and Black
STRAW HATS

I will sell at my salesroom, 847 Kaahumanu street,
10 Cases Straw Hats (new).

JAS. F. MORGAN,
AUCTIONEER.

Auction Sale

Valuable Fishing Rights

KANEHOE AND KAILUA, OAHU.

I will sell at public auction at my salesroom, 847 Kaahumanu street,
On Saturday, May 13, 1905,

AT 12 O'CLOCK NOON,

The lease of the Bay Fishery of Kanehoe and the Sea Fisheries belonging to the ahupuaas of Kanehoe and Kailua.

Taxes will be paid by the Lessor. Attention is called to all interested to the law passed by the last Legislature, to protect the rights of konohiki in the Fisheries.

For further particulars apply
JAS. F. MORGAN,
AUCTIONEER.

Auction Sale

Attractive
Nearly New
EnticingONLY A SMALL HOUSE BUT THE
FURNISHINGS ARE Dainty.

Thursday, May 11, 1905,

AT 10 O'CLOCK A. M.

At the residence of Mr. L. Kenake, 1256 Kinau street, between Pili and Keeaumoku streets,
Iron and Brass Beds, Hair Mattresses, Pillows, Linen, Morris Rockers, Mahogany and Oak Chairs, Fancy Tables, Cherry Sewing Table, Calabashes, Sideboard, China Closet, Cut Glass, Berry Sets, Punch Set, Glassware, Tea Set, One-half Dinner Set, Table Cloths, Napkins, Knives and Forks, Silverware, Sectional Bookcase, Handsome Dining Room Table, Oak Box Seat Dining Chairs, White Enamel Bureaus, Curtains, Blinds, Mirrors, Stove, Pictures, Cloisonne Ware, Center Rugs.

CHOICE PALMS.
Small Rugs, Oil Cloth, Garden Hose, Grass Cutter, Tools, Etc., Etc.

JAS. F. MORGAN,
AUCTIONEER.

Auction Sale.

Shares in Hustace, Peck & Co.

LIMITED.

Saturday, May 13, 1905,

AT 12 O'CLOCK NOON,

I am instructed to sell at my salesroom, 847 Kaahumanu street, on above date,
50 Shares of Hustace, Peck & Co., Ltd.

JAS. F. MORGAN,
AUCTIONEER.

Auction Sale

Pacific Guano

AND

Fertilizer Shares

Saturday, May 13, 1905,

AT 12 O'CLOCK NOON.

I am instructed by order of W. P. Tenhauer, Esq., Treasurer of the Pacific Guano & Fertilizer Co., to sell at Public Auction, at my salesroom, 857 Kaahumanu street, Honolulu, on Saturday, May 13, 1905, at 12 o'clock noon,
The FRACTIONAL SHARES,
amounting to eight full shares of the new issue of stock of The Pacific Guano & Fertilizer Co.

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JAS. F. MORGAN,
AUCTIONEER.

FOR SALE

1 LARGE (nearly new) STEEL SAFE.

COST \$350.00.

An especial bargain, suitable for wholesale house, lawyer or large store.

1 Westermeyer Piano, in fine order.

1 New "Peters" Leipsic Piano.

1 New Combination Book Case and Writing Desk.

2 New Steam Traps.

JAS. F. MORGAN,

Castle & Cooke, Ltd

HONOLULU.

COMMISSION MERCHANTS

SUGAR FACTORS.

—AGENTS FOR—

The Ewa Plantation Co.
The Wailua Agricultural Co., Ltd.
The Kohala Sugar Co.
The Waima Sugar Mill Co.
The Fulton Iron Works, St. Louis.
The Standard Oil Co.
The George F. Blake Steam Pump.
Weston's Centrifugals.
The New England Mutual Life Insurance Co., of Boston.
The Aetna Insurance Co., of Hartford, Conn.
The Alliance Assurance Co., of London.

YOUR FAULT
If your teeth are not in perfect condition, the fault is your own. Consider their value and you will realize it is your duty to give them immediate attention. The cost is so little and we guarantee we won't hurt you, there is no excuse for decayed teeth.

THE EXPERT DENTISTS.
F. L. Ferguson, D. D. S., Mgr.
215 Hotel St. Opp. Young Bldg.

HONOLULU IRON WORKS
COMPANY.

Machinery, Black Pipe, Galvanized Pipe, Boiler Tubes, Iron and Steel, Kailua.

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Works—Kakaako.

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Limited

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Phone Blue 2741

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Worsteads

JAPANESE AND AMERICAN

Dry and Fancy Goods

Manufacturers of Straw Hats.